

1 RENE L. VALLADARES
Federal Public Defender
2 Nevada State Bar No. 11479
TIFFANY NOCON
3 Assistant Federal Public Defender
411 E. Bonneville Ave., Suite 250
4 Las Vegas, NV 89101
(702) 388-6577/Tel.
5 (702) 388-6261/Fax
Tiffany_Nocon@fd.org

6 Attorney for ERIC MCCARTT

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 ERIC MCCARTT,

13 Defendant.

Case No. 3:18-CR-038-HDM-WGC

**ORDER GRANTING
STIPULATION TO
CONTINUE SENTENCING
HEARING
(FOURTH REQUEST)**

14
15 IT IS HEREBY STIPULATED AND AGREED, by and between Federal Public
16 Defender RENE L. VALLADARES and Assistant Federal Public Defender TIFFANY
17 NOCON, counsel for ERIC MCCARTT, and Trial Attorney for the U.S. Department of Justice
18 LAUREN E. BRITSCH, United States Attorney NICHOLAS A. TRUTANICH, and Assistant
19 United States Attorney SUE FAHAMI, counsel for the United States of America, that the
20 Sentencing Hearing set for October 1, 2019, at 11:00 AM, be vacated and continued to
21 November 20, 2019.

22 The continuance is necessary for the following reasons:

23 1. This is a joint request by counsel for the Defendant Eric McCartt and counsel
24 for the Government.
25
26

1 2. The additional time requested by this Stipulation is reasonable pursuant to
2 Federal Rule of Criminal Procedure 32(b)(2), which states that the “court may, for good cause,
3 change any time limits prescribed in this rule.”

4 3. Defense counsel recently entered her Notice of Appearance (ECF No. 56) and
5 she asks for the additional time not for the purposes of delay, but merely to allow defense
6 counsel sufficient time to effectively and thoroughly prepare for the sentencing hearing in
7 which the Defendant is facing a substantial sentence.

8 4. Both counsel request this additional time in order to allow adequate time to
9 continue to research sentencing issues and to prepare for the sentencing hearing. Counsel will
10 also use the additional time to finalize restitution matters in advance of the sentencing hearing.
11

12 5. Because counsel for the Government will be traveling from Washington D.C.,
13 both counsel have ensured they are available for the hearing on November 20, 2019.
14

15 6. The Defendant is currently detained and agrees with the continuance.

16 7. This is the fourth request for continuance of the sentencing hearing.

17 DATED this 24th day of September, 2019.

18 RENE L. VALLADARES
19 Federal Public Defender

STEVEN J. GROCKI
Chief, Child Exploitation and
Obscenity Section, Criminal Division

20 By: /s/ Tiffany Nocon

By: /s/ Lauren E. Britsch

21 TIFFANY NOCON
22 Assistant Federal Public Defender
23 Counsel for ERIC MCCARTT

LAUREN E. BRITSCH
U.S. Department of Justice
Counsel for the Government

NICHOLAS A. TRUTANICH
United States Attorney

24 By: /s/ Sue Fahami

SUE FAHAMI
Assistant United States Attorney
Counsel for the Government

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26

IT IS THEREFORE ORDERED that the Sentencing Hearing currently set for

DATED this 26th day of September, 2019.

HOWARD D. MCKIBBEN
UNITED STATES DISTRICT JUDGE